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FAX NO.: (973) 724-5552  
DSN: 880-5552

TO FAX PHONE NO.: (703) 872-9306

DATE: 17 November 2004

ATTN: PETITIONS

Desk Phone:

FROM: Kathryn Vander Sande

Desk Phone: 973-724-3449

SUBJECT: SN 10/605057, Filed 09/05/2003, SLEEVE FOR STRUCTURALLY  
SUPPORTING A PENETRATOR OF A KINETIC ENERGY PROJECTILE, by: Manole,  
Leon, et. al., Petition to Withdraw Holding of Abandonment

Pages sent including header: 10

**DO NOT PROCESS, STORE, OR TRANSMIT CLASSIFIED INFORMATION ON  
NONSECURE TELECOMMUNICATIONS SYSTEM. OFFICIAL DOD  
TELECOMMUNICATIONS SYSTEMS – INCLUDING TELEPHONES, FACSIMILE  
MACHINES, COMPUTER NETWORKS, AND MODEMS—ARE SUBJECT TO MONITORING  
FOR TELECOMMUNICATIONS SECURITY PURPOSES AT ALL TIMES. USE OF  
OFFICIAL DOD TELECOMMUNICATIONS SYSTEMS CONSTITUTES CONSENT TO  
TELECOMMUNICATIONS SECURITY MONITORING.**

Docket No.: 2003-009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
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NOV 17 2004In re:  
Application of:

MANOLE, Leon, et. al.

Serial No.: 10/605057

Group Art Unit: 3644

Filed: 09/05/2003

Examiner: LOFDAHL, Jordan M.

FOR: SLEEVE FOR STRUCTURALLY SUPPORTING A PENETRATOR OF A  
KINETIC ENERGY PROJECTILE

## PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Honorable Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition the Commissioner to withdraw the holding of abandonment of the above application, to revive the application unavoidably abandoned by the USPTO on 10 November 2004 for: Failure to Respond to Office Action dated 14 April 2004, and now allow prosecution of this case to resume.

According to the enclosed papers found in this case file, the Response to Restriction Requirement was actually faxed in on 22 April 2004 to the USPTO by the undersigned Attorney. Therefore, the Response should be given credit to have been received in the USPTO on 22 April 2004 and deemed as timely filed.

A copy of the Certificate of Transmission under 37 CFR 1.8 is provided, as well as a copy of the Auto-Reply Facsimile Transmission and Response, and should mean the Response is treated as received as on 22 April 2004, even if somehow misplaced. Kindly now therefore allow this case to return to examination by the Examiner.

A petition fee of \$110.00 is enclosed on this accompanying fee letter, which also authorizes the payment of necessary further fees that might be required by the PTO for this Petition if the sum of \$110.00 is too low. Such fees are authorized to be charged to our Army Deposit Account No. 19-2201.


Docket No. 2003-009

It is further requested that the \$110.00 be refunded to Applicants if the PTO agrees that the abandonment was an error by the PTO, rather than fault of Applicants

The undersigned hereby certifies that the attached papers are a true copy of Applicants' records, and further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements, and the like so made are punishable by fines or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Respectfully,

17 November 2004  
Date

  
MICHAEL C. SACHS  
Attorney for Applicants  
Reg. No. 29,262  
Tel. No. 973-724-6595  
Fax No. 973-724-5552

Mailing Address:  
US ARMY RDECOM-ARDEC  
ATTN: AMSRD-AAR-GCL  
M. Sachs/Building 3  
Picatinny, NJ 07806-5000

Docket No.: 2003-009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:

MANOLE, Leon, et. al.

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NOV 17 2004

Serial No.: 10/505057

Examiner: LOFDAHL, Jordan M.

Filed: September 05, 2003

Group Art Unit: 3644

For: SLEEVE FOR STRUCTURALLY SUPPORTING A PENETRATOR OF A  
KINETIC ENERGY PROJECTILE

## FEE LETTER

Honorable Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The PTO is hereby authorized to charge the sum of \$110 from the Army's Deposit Account 19-2201 for the petition to withdraw holding of abandonment as set forth in 37 CFR 1.17(1).

The PTO is also authorized to charge the corrected fees for the above-described services, in the event the undersigned has misquoted or miscalculated the correct prices in the amount that was authorized herein.

17 November 2004

DATE



MICHAEL C. SACHS  
Attorney for Applicants  
Telephone No.: 973-724-6595  
Fax No.: 973-724-5552  
E-Mail: msachs@pica.army.mil  
Mailing Address:  
U.S. Army RDECOM-ARDEC  
AMSRD-AAR-GCL  
M. Sachs/BLDG 3  
Picatinny, NJ 07806-5000

## Auto-Reply Facsimile Transmission



TO:

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**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

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04/22/2004 08:37 FAX 973 724 5552		PICATINNY LEGAL OFFICE		001/003	
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<b>TO FAX PHONE NO.:</b> (703) 872-9325		<b>DATE:</b> 22 Apr 2004			
<b>ATTN:</b> TC3600		<b>Desk Phone:</b> 703-306-5771			
<b>FROM:</b> Kathryn Vander Sande		<b>Desk Phone:</b> 973-724-3449			
<b>SUBJECT:</b> Response to Restriction Requirement, Application 10/605067, Filed 09/5/2003, SLEEVE FOR STRUCTURALLY SUPPORTING A PENETRATOR OF A KINETIC ENERGY PROJECTILE, by MANOLE, ET. AL.					
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10/10/04 * RCVD AT 11/17/2004 9:42:38 AM [Eastern Standard Time] * SVR:USPTO-EFXXRF-1/0 * DNIS:8729306 * CSID:973 724 5552 * DURATION (mm-ss):03-40					

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TO FAX PHONE NO.: (703) 872-9325

DATE: 22 Apr 2004

ATTN: MC3500

Desk Phone: 703-306-5771

FROM: Kathryn Vander Sande

Desk Phone: 973-724-3449

SUBJECT: Response to Restriction Requirement, Application 10/605057, Filed 09/5/2003, SLEEVE FOR STRUCTURALLY SUPPORTING A PENETRATOR OF A KINETIC ENERGY PROJECTILE, by MANOLE, ET. AL.

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